

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the
District of Delaware

BIO-RAD LABORATORIES, INC.,

Plaintiff

v.

THERMO FISHER SCIENTIFIC INC.,

Defendant

Civil Action No. 16 - 358

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)*

Thermo Fisher Scientific Inc.
c/o Capitol Services, Inc. (registered agent)
1675 S. State Street, Suite B
Dover, DE 19901

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Steven J. Balick
Ashby & Geddes
500 Delaware Avenue, 8th Floor
P.O. Box 1150
Wilmington, DE 19899

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date: 05/13/2016

Alicia Holmes

Signature of Clerk or Deputy Clerk

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Civil Action No. 16-358

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for *(name of individual and title, if any)* Thermo Fisher Scientific Inc.
was received by me on *(date)* 05-16-2016.

☐ I personally served the summons on the individual at *(place)* _____
on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
_____, a person of suitable age and discretion who resides there,
on *(date)* _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on *(name of individual)* Brittni Janess @ 1:47 p.m., who is
designated by law to accept service of process on behalf of *(name of organization)* Capitol Services, Inc., 1675
South State Street, Suite B, Dover, DE 19901 on *(date)* 05-16-2016; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____
_____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____.

I declare under penalty of perjury that this information is true.

Date: 05-16-2016



Server's signature
Tina Irizarry-Process Server

Printed name and title

1111B South Governors Ave.
Dover, DE 19904

Server's address

Additional information regarding attempted service, etc:

Description of person accepting service: Caucasian female approximately 5'3", 140 lbs, 25-30 years of age w/blonde hair.